



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

|  |   |                            |
|--|---|----------------------------|
| In re Application of   | : | Customer No.: 53080        |
|  | : |                            |
| Makoto KAWAKAMI, et al.                                      | : | Confirmation No.: 4322     |
|  | : |                            |
| Serial No.: 10/790,699                                       | : | Group Art Unit: 2622       |
|  | : |                            |
| Filed: March 03, 2004  | : | Examiner: HENN, Timothy J. |
|  | : |                            |
| For: SHADING CORRECTION METHOD AND SYSTEM AND DIGITAL CAMERA | : |                            |

**PETITION TO WITHDRAW HOLDING OF  
ABANDONMENT UNDER 37 C.F.R. §1.181 AND  
PAYMENT OF ISSUE AND PUBLICATION FEES**

Mail Stop Petition  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This Request To Withdraw Holding of Abandonment Under 37 C.F.R. §1.181 is responsive to the Notice of Abandonment mailed December 19, 2008, in the above-identified U.S. patent application. The Notice of Abandonment indicates the above-identified U.S. application is abandoned for failure to timely pay the Issue Fee.

It is respectfully submitted that the Notice of Allowance dated August 26, 2008, was never received in our office and therefore never processed within our docketing system. We conducted a thorough search of all docketing systems and the file jacket to determine if the Notice of Allowance was ever received. All records maintained by petitioner indicate that the Notice of Allowance was not received.

Attached are Exhibits 1-2. Exhibit 1 is a copy of the record from our docketing database maintained by the petitioner where the non-received Office communication would have been entered had it been received and docketed. Exhibit 2 is a copy of the page from the manual docket book of McDermott Will & Emery Issue Fee Payment Department for the due date of November 26, 2008. The Notice of Allowance was therefore never received in our office.

As evidenced, the Notice of Allowance was never received in our office and it is requested that this Petition alleging non-receipt of the Notice of Allowance be treated as a Request to Withdraw Holding of Abandonment and the **Petition Fee be waived**. It is believed that this Petition supports the revival of this application due to the non-receipt of the Notice of Allowance.

It is respectfully requested that the Abandonment be rescinded and the application be returned to pending status.

A copy of the Issue and Publication Fees transmittal form and an authorization to charge the Issue Fee (\$1,510.00) and Publication Fee (\$300.00) to Deposit Account 500417 is being filed concurrently herewith.

Based on the above, the application should proceed to the issuance of the patent. If anything additional is needed, please contact the undersigned immediately.

To the extent necessary, a petition for an extension of time under 37 C.F.R. 1.136 is hereby made. Please charge any shortage in fees due in connection with the filing of this paper, including extension of time fees, to Deposit Account 500417 and please credit any excess fees to such deposit account.

Respectfully submitted,

McDERMOTT WILL & EMERY LLP

  
Michael E. Fogarty  
Registration No. 36,139

600 13<sup>th</sup> Street, N.W.  
Washington, DC 20005-3096  
Phone: 202.756.8000 MEF:alb  
Facsimile: 202.756.8087  
**Date: January 16, 2009**

**Please recognize our Customer No. 53080 as  
our correspondence address.**

# EXHIBIT

1

Tuesday, November 25, 2008

# Patent Due Date List By LP

Page: 1

LP: NOA

26-Nov-2008 To 30-Nov-2008

*Kim H.*

| Due Date Indicator | Action Due Action Type   | Family Number/Sub Case                  | Matter | Status Client                                   | App Number Pat/Reg | App Date Iss/Reg Date | Attys      |
|--------------------|--|---|--------|---|--------------------|-----------------------|------------|
| 26-Nov-2008 Final  | IF/PUB FEE/RCE/AMEND/IDS DUE<br>WDC-US-Allowance/Publication F | 060188-0785<br>United States of America | 0785   | Published<br>MAEDA PATENT OFFICE<br>(PANASONIC) | 10/488,325         | 02-Mar-2004           | MEF<br>MEF |

Resp. Off.: WDC Base Date: 26-Aug-2008

Title: BIOSENSOR, BIOSENSOR CHIP AND BIOSENSOR DEVICE -

*Rec'd filed 11/25*

**Remarks:** NOT OF ALLOW DTD 8/26/08 W/EXAMRS AMEND RECD 8/28/08 -- CLT LTR DTD 10/28/08 INTEND TO FILE RCE & AMEND, INSTR FOR AMEND TO FOLLOW, RECD VIA FAX 10/28/08 -- FAX LTR DTD 11/4/08 FROM CLT W/INSTR THAT ATTNYS K. GEORGE & M. MATELSKI FROM AMSTER ROTHSTEIN & EBENSTEIN (IN CHG OF THIS CASE) WILL CONTACT US VIA TELEPHONE RECD 11/4/08; PER M. FOGARTY'S EMAIL DTD 11/6/08, CLT WANTS TO FILE RCE W/ADDTL CLAIM AMENDMS, ADDTL INSTRUCS FROM CLT FORTHCOMING -- FAX FROM CLT DTD 11/12/08 INSTR TO FILE AN IDS W/RCE & AMEND W/CITED REF'S BY 11/26/08; REQ NOT TO PAY ISSUE FEE RECD 11/12/08 -- ORIG DOCS RECD 11/13/08 VIA COURIER

|                      |                       |                          |                                    |         |            |             |     |
|----------------------|-----------------------|--------------------------|------------------------------------|---------|------------|-------------|-----|
| 26-Nov-2008 Reminder | FWRD ORIG NOAA TO CLT | 062807-0301 / A001       | 0301                               | Granted | 11/285,146 | 23-Nov-2005 | KEG |
|                      |                       | United States of America | ASAMURA PATENT OFFICE<br>(HITACHI) |         | 7456951    | 25-Nov-2008 | KEG |

Resp. Off.: WDC Base Date: 26-Nov-2008

Title: FLUORESCENCE DETECTION METHOD, DETECTION APPARATUS AND FLUORESCENCE DETECTION PROGRAM

*done 11/25*

**Remarks:** FAX FROM CLT DTD 11/19/08 REQ TO BE FWRD THE ORIG COPY OF NOAA ALONG W/NOTC OF ALLOWABILITY RECD 11/19/08

|                      |                                 |                          |                    |         |            |             |           |
|----------------------|---------------------------------|--------------------------|--------------------|---------|------------|-------------|-----------|
| 28-Nov-2008 Reminder | NOA MAILED?<br>WDC-US-Allowance | 043890-0477              | 0477               | Allowed | 09/744,395 | 11-Apr-2001 | MEF<br>TT |
|                      |                                 | United States of America | PANASONIC (DIRECT) |         |            |             |           |
| Resp. Off.: WDC      | Base Date: 28-Oct-2008          |                          |                    |         |            |             |           |
|                      |                                 |                          |                    |         |            |             |           |

Title: IMAGE SWITCHING DEVICE AND IMAGE OUTPUTTING DEVICE

*done 11/25*

**Remarks:** NOAA DTD 10/28/08 W/EXMNR'S AMEND/COMMIT RECD 10/30/08

|                      |                                 |                          |                                  |         |            |             |            |
|----------------------|---------------------------------|--------------------------|----------------------------------|---------|------------|-------------|------------|
| 28-Nov-2008 Reminder | NOA MAILED?<br>WDC-US-Allowance | 044210-0398 / A001       | 0398                             | Allowed | 29/263,503 | 25-Jul-2006 | MAM<br>MAM |
|                      |                                 | United States of America | AMERICAN SAFETY RAZOR<br>COMPANY |         |            |             |            |

Resp. Off.: WDC Base Date: 28-Oct-2008

Title: SHAVING RAZOR PROTECTOR

*done 11/25*

**Remarks:** NOT OF ALLOW DTD 10/28/08 RECD 10/30/08

Tuesday, November 25, 2008

# Patent Due Date List By LP

Page: 2

26-Nov-2008 To 30-Nov-2008

LP: NOA

| Due Date Indicator | Action Due Action Type         | Family Number/SubCase   | Matter                                   | Status Client | App Number Pat/Reg | App Date Iss/Reg Date | Attys |
|--------------------|--------------------------------|---|--|---------------|--------------------|-----------------------|-------|
| 28-Nov-2008        | NOA MAILED?                    | 057810-0151 / A001  | 0151                                     | Allowed       | 11/314,955         | 22-Dec-2005           | SAB   |
| Reminder           | WDC-US-Allowance/Publication F | United States of America  | MIYAZONO PATENT OFFICE                   |               |                    |                       | BA    |
| Resp.Off.: WDC     | Base Date: 28-Oct-2008         | Title: DISPLAY  |  |               |                    |                       |       |
|                    | <i>Done 11/25</i>              |   |  |               |                    |                       |       |
| 28-Nov-2008        | NOA MAILED?                    | 061282-0067   | 0067                                     | Allowed       | 10/804,178         | 19-Mar-2004           | MEF   |
| Reminder           | WDC-US-Allowance/Publication F | United States of America  | NGB CORPORATION (PANASONIC)              |               |                    |                       | DAB   |
| Resp.Off.: WDC     | Base Date: 28-Oct-2008         | Title: DMA CONTROLLER   |  |               |                    |                       |       |
|                    | <i>Done 11/25</i>              |   |  |               |                    |                       |       |
| 28-Nov-2008        | REM-STMT SUBST INTERVIEW 1 WK  | 070679-0245 / A001  | 0245                                     | Allowed       | 11/819,787         | 29-Jun-2007           | SAB   |
| Reminder           | WDC-STMT OF SUB OF INTERVIEW   | United States of America  | SHINSUNG INTERNATIONAL PATENT & LAW FIRM |               |                    |                       | HL    |
| Resp.Off.: WDC     | Base Date: 05-Nov-2008         | Title: SEMICONDUCTOR MEMORY DEVICE  |  |               |                    |                       |       |
|                    |                                | Remarks: NOAA W/INTERV SUMM DTD 11/5/08 RECD 11/7/08  |  |               |                    |                       |       |
| 28-Nov-2008        | NOA MAILED?                    | 071971-0289   | 0289                                     | Allowed       | 11/175,137         | 07-Jul-2005           | MEF   |
| Reminder           | WDC-US-Allowance/Publication F | United States of America  | MAEDA PATENT OFFICE (PANASONIC)          |               |                    |                       | TS    |
| Resp.Off.: WDC     | Base Date: 28-Oct-2008         | Title: DISPLAY ELEMENT DRIVE APPARATUS AND IMAGE DISPLAY APPARATUS  |  |               |                    |                       |       |
|                    | <i>Done 11/25</i>              |   |  |               |                    |                       |       |
|                    |                                | Remarks: NOT OF ALLOW DTD 10/28/08 RECD 10/30/08  |  |               |                    |                       |       |
| 29-Nov-2008        | NOA MAILED?                    | 058799-0121   | 0121                                     | Allowed       | 10/841,842         | 10-May-2004           | KEG   |
| Reminder           | WDC-US-Allowance/Publication F | United States of America  | HITACHI, LTD.                            |               |                    |                       | BA    |
| Resp.Off.: WDC     | Base Date: 29-Oct-2008         | Title: METHOD OF WATERMARKING FOR BINARY IMAGES   |  |               |                    |                       |       |
|                    | <i>Done 11/25</i>              |   |  |               |                    |                       |       |
|                    |                                | Remarks: NOT OF ALLOW DTD 10/29/08 WINTERVIEW SUMM (NO REPLY NEEDED), EXAMRS AMEND & STMT OF REASON RECD 10/31/08 |  |               |                    |                       |       |

Tuesday, November 25, 2008

# Patent Due Date List By LP

Page: 3

26-Nov-2008 To 30-Nov-2008

LP: NOA

| Due Date Indicator   | Action Due Action Type   | Family Number/SubCase  | Matter   | Status Client | App Number Pat/Reg | App Date Iss/Reg Date | Attys      |
|----------------------|--|--|--|---------------|--------------------|-----------------------|------------|
| 29-Nov-2008 Reminder | NOA MAILED?<br>WDC-US-Allowance/Publication F                    | 069576-0056 / A001<br>United States of America   | 0056<br>C&S LOGOS PATENT & LAW OFFICE            | Allowed       | 11/330,212         | 12-Jan-2006           | SAB<br>SAB |
| Resp.Off.: WDC       | Base Date: 29-Oct-2008   | <p><i>Done 11/25</i></p> <p><b>Title:</b> RECEIVER HAVING DIGITAL TIMING RECOVERY FUNCTION</p> <p><b>Remarks:</b> -- NOAA DTD 10/29/08 RECD 10/31/08 &amp; EXMNR'S AMDT/COMMENT., EXMNR'S STMT OF REASONS FOR ALLOW., IDS (PTO/SB/08), NOT OF REFS CITED (PTO-892)</p> |  |               |                    |                       |            |
| 29-Nov-2008 Reminder | NOA MAILED?<br>WDC-US-Allowance/Publication F                    | 071971-0885 / A001<br>United States of America   | 0885<br>MAEDA PATENT OFFICE (PANASONIC)          | Allowed       | 11/649,206         | 04-Jan-2007           | MEF<br>MEF |
| Resp.Off.: WDC       | Base Date: 29-Oct-2008   | <p><i>Done 11/25</i></p> <p><b>Title:</b> CLOCK GENERATOR</p> <p><b>Remarks:</b> NOAA &amp; EXAMNR'S STMT OF RESN'S FOR ALWNC DTD 10/29/08, RECD 10/31/08</p>  |  |               |                    |                       |            |
| 30-Nov-2008 Reminder | NOA MAILED?<br>WDC-US-Allowance                                  | 044210-0456 / A001<br>United States of America   | 0456<br>AMERICAN SAFETY RAZOR COMPANY            | Allowed       | 29/300,064         | 15-Feb-2008           | MAM<br>MAM |
| Resp.Off.: WDC       | Base Date: 31-Oct-2008   | <p><i>Done 11/25</i></p> <p><b>Title:</b> SHAVING RAZOR</p> <p><b>Remarks:</b> -- NOAA DTD 10/31/08 RECD 11/3/08 &amp; IDS (PTO/SB/08), NOT OF REFS CITED (PTO-892)</p>  |  |               |                    |                       |            |
| 30-Nov-2008 Reminder | FILING RESP TO EXAMTR'S AMEND?<br>WDC-US-Allowance/Publication F | 067161-0188<br>United States of America  | 0188<br>FUKAMI PATENT OFFICE (RENESAS)           | Allowed       | 10/901,103         | 29-Jul-2004           | SAB<br>TT  |
| Resp.Off.: WDC       | Base Date: 30-Oct-2008   | <p><b>Title:</b> SEMICONDUCTOR DEVICE INCLUDING REFERENCE VOLTAGE GENERATION CIRCUIT ATTAINING REDUCED CURRENT CONSUMPTION DURING STAND-BY</p> <p><b>Remarks:</b> NOT OF ALLOW DTD 10/30/08 W/EXAMTR'S AMEND &amp; STMT OF REASON RECD 11/3/08</p>                     |  |               |                    |                       |            |
| 30-Nov-2008 Reminder | NOA MAILED?<br>WDC-US-Allowance/Publication F                    | 070679-0142 / A001<br>United States of America   | 0142<br>SHINSUNG INTERNATIONAL PATENT & LAW FIRM | Allowed       | 11/477,482         | 30-Jun-2006           | SAB<br>HL  |
| Resp.Off.: WDC       | Base Date: 30-Oct-2008   | <p><b>Title:</b> OUTPUT DRIVER FOR DYNAMIC RANDOM ACCESS MEMORY</p> <p><b>Remarks:</b> NOAA DTD 10/30/08 W/INTERVIEW SMMRY &amp; EXMNR'S STMT OF REASONS FOR ALLW RECD 11/3/08</p>   |  |               |                    |                       |            |



# EXHIBIT

2



11/17 70456-066 IF+Pub Fukami SAB

RCFIDS  
filed 11/25/08 60188-785 IF+Pub Maeda Mef